

HOUSE JOURNAL

SEVENTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

NINETEENTH DAY — TUESDAY, FEBRUARY 18, 2003

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 25).

Present — Mr. Speaker; Allen; Alonzo; Bailey; Baxter; Berman; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Canales; Capelo; Casteel; Castro; Chavez; Chisum; Christian; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Ellis; Farabee; Farrar; Flores; Flynn; Gallego; Garza; Gattis; Geren; Giddings; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Gutierrez; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Heflin; Hegar; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jones, D.; Jones, E.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Lewis; Luna; Mabry; Madden; Marchant; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Mercer; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Noriega; Oliveira; Olivo; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Rangel; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Stick; Swinford; Talton; Taylor; Telford; Thompson; Truitt; Turner; Uresti; Van Arsdale; Villarreal; West; Wilson; Wise; Wohlgemuth; Wolens; Wong; Woolley; Zedler.

The invocation was offered by Dr. Don Benton, pastor, Lovers Lane United Methodist Church, Dallas, as follows:

God, our creator and the sustainer of all you have made, we bow humbly before you as we acknowledge your greatness and majesty. Yet, we bow in confidence as we pray, believing that you have chosen to carry out your will and purpose for your world through us.

Clarify our vision then, that we may see beyond some of the dark shadows of our time and strengthen our will to reach out, as best we can, for a better world for us all.

Bless these elected leaders, especially, that they may be attentive to the guidance of your spirit and not allow the strident noises of our time to confuse them in their commitment to serve the good of all.

Bless the president of our country and the leaders of the world as they make difficult decisions in their quest ultimately for peace. Hear each of our prayers as we not only seek your blessing but report for duty. For your glory. Amen.

CAPITOL PHYSICIAN

The speaker recognized Representative Dawson who presented Dr. Linda Porter-Tucci of Pearland as the "Doctor for the Day."

The house welcomed Dr. Porter-Tucci and thanked her for her participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

HR 230 - ADOPTED (by Madden, McCall, Laubenberg, and Paxton)

Representative Madden moved to suspend all necessary rules to take up and consider at this time **HR 230**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 230, Recognizing February 18, 2003, as Collin County Day at the State Capitol.

HR 230 was read and was adopted without objection.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Corte on motion of Chisum.

HR 228 - ADOPTED (by McCall, Laubenberg, Madden, and Paxton)

Representative McCall moved to suspend all necessary rules to take up and consider at this time **HR 228**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 228, Recognizing the Honorable Sam Johnson on the 30th anniversary of his release as a Vietnam prisoner of war.

HR 228 was read and was adopted without objection.

On motion of Representative Geren, the names of all the members of the house were added to **HR 228** as signers thereof.

INTRODUCTION OF GUESTS

The speaker introduced the Honorable Sam Johnson and his wife, Shirley. Congressman Johnson briefly addressed the house.

HR 240 - ADOPTED (by McCall)

Representative McCall moved to suspend all necessary rules to take up and consider at this time **HR 240**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 240, Recognizing February 17-21, 2003, as Texas Technology and Life-Sciences Week.

HR 240 was adopted without objection.

HR 254 - ADOPTED
(by Wong)

Representative Wong moved to suspend all necessary rules to take up and consider at this time **HR 254**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 254, Recognizing the Chinese Professional Club of Houston for their efforts in the community.

HR 254 was adopted without objection.

HCR 45 - ADOPTED
(by Eissler, et al.)

Representative Eissler moved to suspend all necessary rules to take up and consider at this time **HCR 45**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 45, Congratulating Dr. Arthur K. Smith and his wife, June, on the occasion of his retirement as chancellor of the University of Houston System and as president of the University of Houston.

HCR 45 was read and was adopted without objection.

On motion of Representative Noriega, the names of all the members of the house were added to **HCR 45** as signers thereof.

HR 253 - ADOPTED
(by Coleman)

Representative Coleman moved to suspend all necessary rules to take up and consider at this time **HR 253**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 253, Recognizing February 18, 2003, as University of Houston System Day at the State Capitol.

HR 253 was read and was adopted without objection.

On motion of Representative Howard, the names of all the members of the house were added to **HR 253** as signers thereof.

HR 252 - ADOPTED
(by Hill)

Representative Hill moved to suspend all necessary rules to take up and consider at this time **HR 252**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 252, Recognizing February 18, 2003, as Richardson's Telecom Corridor Legislative Day.

(Flores in the chair)

HR 252 was read and was adopted without objection.

On motion of Representative Laubenberg, the names of all the members of the house were added to **HR 252** as signers thereof.

HR 219 - ADOPTED
(by B. Brown)

Representative B. Brown moved to suspend all necessary rules to take up and consider at this time **HR 219**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 219, Recognizing February 18, 2003, as Cedar Creek Lake Area Day at the Capitol.

HR 219 was read and was adopted without objection.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 9).

(Speaker in the chair)

HR 60 - ADOPTED
(by J. Keffer)

Representative J. Keffer moved to suspend all necessary rules to take up and consider at this time **HR 60**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 60, In memory of Jean Tillotson Price of Palo Pinto.

HR 60 was read and was unanimously adopted by a rising vote.

INTRODUCTION OF GUESTS

The speaker recognized Representative J. Keffer who introduced the family of Jean Tillotson Price.

HR 218 - ADOPTED
(by Hupp)

Representative Hupp moved to suspend all necessary rules to take up and consider at this time **HR 218**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 218, In memory of Sara Carolyn Northington of Meadow Lakes.

HR 218 was read and was unanimously adopted by a rising vote.

HR 249 - ADOPTED
(by Dunnam and Mabry)

Representative Dunnam moved to suspend all necessary rules to take up and consider at this time **HR 249**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 249, Honoring Patricia McKee of Waco for her exceptional service to Camp Fire USA.

HR 249 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The speaker recognized Representatives Dunnam and Mabry who introduced Patricia McKee and her family.

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Wilson and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

MAJOR STATE CALENDAR
SENATE BILLS
THIRD READING

The following bills were laid before the house and read third time:

SB 310 ON THIRD READING

(Smithee, Seaman, Gallego, Edwards, and Thompson - House Sponsors)

SB 310, A bill to be entitled An Act relating to rate information to be filed by certain insurers of residential property; providing an administrative penalty.

Amendment No. 1

Representative Gallego offered the following amendment to **SB 310**:

Amend **SB 310**, on third reading, following SECTION 1 of the bill by inserting the following new SECTION, appropriately numbered, and renumbering subsequent SECTIONS of the bill accordingly:

SECTION __. The expiration of Article 5.141, Insurance Code, as added by this Act, does not affect an action or proceeding against an insurer subject to that law for a failure to comply with that law before its expiration, regardless of when the action or proceeding was commenced, and that law is continued in effect for this purpose.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Thompson offered the following amendment to **SB 310**:

Amend **SB 310**, on third reading, as follows:

(1) In Section 2 of added Article 5.141, Insurance Code, insert new Subdivision (4) to read as follows:

(4) "Security" or "securities" has the meaning assigned by Section 4, The Securities Act (Article 581-4, Vernon's Texas Civil Statutes).

(2) In Section 3(c) of added Article 5.141, Insurance Code, following Subdivision (4) and before the semi-colon, insert Subdivisions (5) and (6) to read as follows:

(5) information on the insurer's losses from investments in securities, whether publicly or privately traded, including investments in the securities of companies required by any oversight agency to restate earnings within the 24 months preceding the effective date of this article, possessed and used by the insurer to determine premiums or underwriting for residential property insurance, as this information relates to the rates described by Section 1 of this article;

(6) information on the insurer's costs of reinsurance, including costs incurred subsequent to September 11, 2001, possessed and used by the insurer to determine premiums or underwriting for residential property insurance, as this information relates to the rates described by Section 1 of this article

(3) In Section 3(c) of added Article 5.141, Insurance Code, renumber Subdivisions (5) and (6), as added by Amendment No. 3 by Wolens accordingly.

Amendment No. 3

Representative Merritt offered the following amendment to Amendment No. 2:

Amend Amendment No. 2 by adding the following item to read as follows:

(4) Amend **SB 310** on third reading in SECTION 1 of the bill (page 6, between lines 18 and 19, house committee printing), by adding Section 11 to added Article 5.141, Insurance Code, to read as follows:

Sec. 11. PUBLICATION OF CERTAIN INFORMATION. Subject to Section 5 of this article, not later than 6 months after the date the information required by Sections 3(c)(5) and (6) of this article is submitted, the department shall publish that information on its website.

Representative Smithee moved to table Amendment No. 3.

A record vote was requested.

The motion to table prevailed by (Record 26): 93 Yeas, 53 Nays, 1 Present, not voting.

Yeas — Allen; Baxter; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Callegari; Campbell; Capelo; Casteel; Chavez; Chisum; Christian; Cook, B.; Crabb; Crownover; Davis, J.; Dawson; Delisi; Denny; Driver; Eissler; Farabee; Flores; Flynn; Gattis; Geren; Goodman; Goolsby; Griggs; Grusendorf; Gutierrez; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Heflin; Hegar; Hilderbran; Hill; Homer; Hope; Howard; Hughes; Hunter; Hupp; Isett; Jones, E.; Keel; Keffer, B.; Keffer, J.; King; Kolkhorst; Krusee; Kuempel; Laubenberg; Madden; Marchant; McCall; McClendon; McReynolds; Menendez; Mercer; Miller; Morrison; Mowery; Nixon; Paxton; Phillips; Pitts; Reyna; Riddle; Ritter; Seaman; Smith, T.; Smith, W.; Smithee; Solomons; Stick; Swinford; Talton; Taylor; Truitt; Van Arsdale; West; Wilson; Wohlgemuth; Wolens; Wong; Woolley; Zedler.

Nays — Alonzo; Bailey; Burnam; Canales; Castro; Coleman; Cook, R.; Davis, Y.; Deshotel; Dukes; Dunnam; Dutton; Edwards; Eiland; Elkins; Ellis; Farrar; Gallego; Garza; Giddings; Guillen; Haggerty; Hochberg; Hodge; Hopson; Jones, D.; Jones, J.; Laney; Lewis; Luna; Mabry; Martinez Fischer; Merritt; Moreno, J.; Moreno, P.; Naishtat; Noriega; Olivo; Peña; Pickett; Puente; Quintanilla; Rangel; Raymond; Rodriguez; Rose; Solis; Telford; Thompson; Turner; Uresti; Villarreal; Wise.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Corte.

Absent — Berman; Oliveira.

Amendment No. 2 was adopted without objection.

A record vote was requested.

SB 310, as amended, was passed by (Record 27): 148 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Allen; Alonzo; Bailey; Baxter; Berman; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Canales; Capelo; Casteel; Castro; Chavez; Chisum; Christian; Coleman; Cook, B.; Cook, R.; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Ellis; Farabee; Farrar; Flores; Flynn; Gallego; Garza; Gattis; Geren; Giddings; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Gutierrez; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Hartnett; Heflin; Hegar; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jones, D.; Jones, E.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Lewis; Luna; Mabry; Madden; Marchant; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Mercer; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Nixon; Noriega; Oliveira; Olivo; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Rangel; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee;

Solis; Solomons; Stick; Swinford; Talton; Taylor; Telford; Thompson; Truitt; Turner; Uresti; Van Arsdale; Villarreal; West; Wilson; Wise; Wohlgemuth; Wolens; Wong; Woolley; Zedler.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Corte.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Appropriations, Regulatory Subcommittee, thirty minutes after adjournment today, E2.020, for a formal meeting, to consider proposed appropriations for the '04 - '05 biennium.

Corrections, will reconvene ten minutes after adjournment today, E2.026.

PROVIDING FOR ADJOURNMENT

Representative Pickett moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

(Elkins in the chair)

ADJOURNMENT

In accordance with a previous motion, the house, at 11:53 a.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 801 (By Keel), Relating to grants awarded by the criminal justice division of the governor's office.

To Law Enforcement.

HB 802 (By Geren), Relating to the number and location information requirements provided by business phones in certain 9-1-1 emergency communication districts.

To Regulated Industries.

HB 803 (By Geren), Relating to the assessment of damages in a condemnation proceeding based on the market value of groundwater rights as property apart from the land.

To Natural Resources.

HB 804 (By Geren), Relating to the minimum wage.

To Economic Development.

HB 805 (By Miller), Relating to the fee for additional sets of license plates for veterans with disabilities.

To Defense Affairs and State-Federal Relations.

HB 806 (By Hunter), Relating to the recognition of foreign adoptions and the issuance of a supplementary birth certificate.

To Juvenile Justice and Family Issues.

HB 807 (By Oliveira), Relating to a school district policy concerning the use of school counselors' work time.

To Public Education.

HB 808 (By Seaman), Relating to the use of municipal hotel tax revenue collected by certain coastal municipalities.

To Local Government Ways and Means.

HB 809 (By Keel), Relating to certain gaming activity conducted by an Indian tribe or tribal organization.

To Criminal Jurisprudence.

HB 810 (By Rodriguez), Relating to the prohibition of employment discrimination by state agencies on the basis of sexual orientation or gender identity.

To State Affairs.

HB 811 (By Rodriguez), Relating to the detention of persons for mental health purposes.

To Public Health.

HB 812 (By Gutierrez), Relating to distribution of part of each exemplary damage award to the permanent school fund.

To Civil Practices.

HB 813 (By Gutierrez), Relating to the collection and use of certain filing fees to fund nonprofit organizations that provide shelter or services to victims of family violence.

To County Affairs.

HB 814 (By Gutierrez, J. Davis, Thompson, Taylor, and B. Keffer), Relating to requirements regarding motor vehicle insurance and motor vehicle insurance verification; providing penalties.

To Insurance.

HB 815 (By Hupp), Relating to a landowner's killing certain depredating animals.

To State Cultural and Recreational Resources.

HB 816 (By Woolley), Relating to recognizing the week that includes the third Friday in May as Transportation Week.

To State Affairs.

HB 817 (By Hochberg), Relating to the percent of questions that must be answered correctly to meet the performance standards on assessment instruments used in the public school accountability system.

To Public Education.

HB 818 (By Hochberg), Relating to the setting of performance levels on assessment instruments used in the public school accountability system.

To Public Education.

HB 819 (By Isett), Relating to the prosecution of the offense of unlawfully carrying a handgun, illegal knife, or club.

To Criminal Jurisprudence.

HB 820 (By Grusendorf), Relating to the eligibility of certain appellate judges to retire with full benefits.

To Pensions and Investments.

HB 821 (By Goodman), Relating to the methods of providing notice of an associate judge's report in a suit affecting the parent-child relationship.

To Juvenile Justice and Family Issues.

HB 822 (By Goodman), Relating to property subject to a child support lien.

To Juvenile Justice and Family Issues.

HB 823 (By Goodman), Relating to associate judges for certain family law matters.

To Juvenile Justice and Family Issues.

HB 824 (By Mercer), Relating to the automatic withdrawal of payments on a home loan from a borrower's account.

To Financial Institutions.

HB 825 (By Mercer), Relating to the information required to be on the label of a dangerous drug that is delivered or offered for delivery by a pharmacist under a prescription.

To Public Health.

HB 826 (By Y. Davis), Relating to the disposition of certain unclaimed wage payments.

To Economic Development.

HB 827 (By Y. Davis), Relating to the application of the sunset review process to certain exemptions from property taxes and state taxes.

To Ways and Means.

HB 828 (By Riddle), Relating to criminal history records searches for volunteers in children's organized sports; imposing civil liability on certain persons and organizations.

To Civil Practices.

HB 829 (By Hughes), Relating to jurisdiction to enter certain orders in a failure to attend school proceeding.

To Juvenile Justice and Family Issues.

HB 830 (By Hughes), Relating to the number of jurors required for certain district court criminal trials.

To Criminal Jurisprudence.

HB 831 (By Reyna), Relating to regulation of the use of laser pointers; providing a criminal penalty.

To Law Enforcement.

HB 832 (By Hochberg), Relating to the offense of making a false report of a medical emergency to emergency services providers.

To Law Enforcement.

HB 833 (By Hochberg), Relating to certain pharmaceutical services for an injured employee receiving workers' compensation medical benefits.

To Business and Industry.

HB 834 (By Delisi), Relating to the appointment of a management team to manage and operate a community center for mental health or mental retardation services.

To Public Health.

HB 835 (By Rodriguez), Relating to the membership of the board of directors of the Texas Underground Facility Notification Corporation.

To Regulated Industries.

HB 836 (By Eiland and Baxter), Relating to immunity from liability for public school teachers.

To Civil Practices.

HB 837 (By Hilderbran), Relating to ad valorem taxes imposed on a residence homestead in a year in which a residence homestead exemption for an elderly person terminates.

To Local Government Ways and Means.

HB 838 (By T. Smith), Relating to student preparedness for higher education.

To Higher Education.

HB 839 (By Howard), Relating to a limitation on the future employment of a board member by certain water-related districts.

To Natural Resources.

HB 840 (By Howard), Relating to the criminal consequences of engaging in certain conduct with respect to an illegal knife, switchblade knife, or club.

To Criminal Jurisprudence.

HB 841 (By Howard), Relating to the public education grant program.

To Public Education.

HB 842 (By Howard), Relating to limiting the liability of a person for certain damages arising out of the person's use of force.

To Civil Practices.

HB 843 (By Howard), Relating to the issuance of a license to a firm to practice public accountancy.

To Licensing and Administrative Procedures.

HB 844 (By Howard), Relating to a restrictive covenant prohibiting a homeowner from displaying the United States flag.

To Business and Industry.

HB 845 (By Howard), Relating to a purchasing preference for Texas vendors.

To State Affairs.

HB 846 (By Howard), Relating to the limitation on the maximum average annual percentage increase in the appraised value of a residence homestead for ad valorem tax purposes.

To Local Government Ways and Means.

HB 847 (By Rangel), Relating to the eligibility of land to be appraised as open-space land for ad valorem tax purposes.

To Local Government Ways and Means.

HB 848 (By Talton), Relating to the award of expert witness fees in a judicial appeal of certain ad valorem tax determinations.

To Local Government Ways and Means.

HB 849 (By Talton), Relating to the regulation of tow truck lights by political subdivisions.

To Transportation.

HB 850 (By Talton), Relating to the regulation of the sale of a tow truck at a new motor vehicle show or exhibition.

To Transportation.

HB 851 (By F. Brown), Relating to certain requirements for construction contracts with governmental entities.

To Business and Industry.

HB 852 (By West), Relating to the punishment for the offense of harassment.

To Criminal Jurisprudence.

HB 853 (By West), Relating to establishing a no offensive e-mail list; providing a penalty.

To Regulated Industries.

HB 854 (By West), Relating to the eligibility of public schools and libraries for certain funds.

To Regulated Industries.

HB 855 (By West), Relating to the application of the sales tax to certain bingo equipment.

To Ways and Means.

HB 856 (By West), Relating to the regulation of the practice of funeral directing.

To Public Health.

HB 857 (By Martinez Fischer), Relating to the criminal penalty for violating the law regulating the practice of public accountancy.

To Licensing and Administrative Procedures.

HB 858 (By Goodman), Relating to the salaries of judges of county courts at law and county criminal courts in Tarrant County.

To Judicial Affairs.

HB 859 (By Madden, Grusendorf, and Eissler), Relating to home-rule school districts.

To Public Education.

HB 860 (By McReynolds), Relating to the use of public school educators' days of service for which instruction is not required.

To Public Education.

HB 861 (By McReynolds), Relating to the qualifications of a volunteer emergency care attendant.

To Public Health.

HB 862 (By Coleman and Farrar), Relating to a prohibition of discrimination by public educational institutions.

To Public Education.

HB 863 (By Kolkhorst), Relating to access to certain information about former employees of the Texas Department of Criminal Justice under the public information law.

To State Affairs.

HB 864 (By Kolkhorst), Relating to prohibiting the introduction or possession of certain items in correctional facilities or on certain property of the Texas Department of Criminal Justice; providing penalties.

To Corrections.

HB 865 (By Hilderbran), Relating to providing revenue from the gasoline tax to municipalities and counties for constructing and maintaining roads.

To Ways and Means.

HB 866 (By Naishtat), Relating to the creation of a commission to study capital punishment in Texas.

To Criminal Jurisprudence.

HB 867 (By J. Jones), Relating to air conditioning systems in certain facilities.

To Human Services.

HB 868 (By Oliveira), Relating to certain telephone calls in Cameron and Hidalgo counties.

To Regulated Industries.

HB 869 (By Burnam), Relating to the creation of offenses prohibiting the trafficking of persons, including children, and to the compensation of victims of those offenses.

To Criminal Jurisprudence.

HB 870 (By Flores), Relating to prohibiting the use of an individual's credit history or credit score in underwriting or determining premiums for certain consumer lines of insurance; providing a penalty.

To Insurance.

HB 871 (By Casteel), Relating to the creation of an additional county court at law in Comal County.

To Judicial Affairs.

HB 872 (By Denny), Relating to the dates on which elections may be held.

To Elections.

HB 873 (By R. Cook), Relating to the rural volunteer fire department insurance program.

To Agriculture and Livestock.

HB 874 (By Menendez), Relating to the driver's license or personal identification card number on a parking placard issued to an individual with a disability.

To Transportation.

HB 875 (By Menendez), Relating to peace officers commissioned by the State Board of Dental Examiners.

To Law Enforcement.

HB 876 (By Rodriguez), Relating to the disclosure of certain public information collected by the Texas Department of Insurance.

To State Affairs.

HB 877 (By Rodriguez), Relating to the relationship between the amount of an administrative penalty imposed by the Texas Commission on Environmental Quality and the economic benefit of the violation to the alleged violator.

To Environmental Regulation.

HB 878 (By Hupp), Relating to the application of criminal trespass laws to persons licensed to carry a concealed handgun.

To Criminal Jurisprudence.

HB 879 (By Bailey), Relating to the termination of employment of certain public school district employees.

To Public Education.

HB 880 (By Bailey), Relating to the creation of an appeals process for the termination or suspension of deputy constables in certain counties.

To County Affairs.

HB 881 (By Y. Davis), Relating to a prompt acceptance or denial of a claim for benefits under a disability insurance policy.

To Insurance.

HB 882 (By Christian), Relating to student center fees at Stephen F. Austin State University.

To Higher Education.

HB 883 (By Dutton), Relating to the powers of an associate judge under the Family Code.

To Juvenile Justice and Family Issues.

HB 884 (By Dutton), Relating to alternative dispute resolution statements required in a suit for dissolution of a marriage and a suit affecting the parent-child relationship.

To Juvenile Justice and Family Issues.

HB 885 (By Dutton), Relating to the rights of spouses in relation to separate and community property.

To Juvenile Justice and Family Issues.

HB 886 (By Dutton), Relating to attorney's fees in a proceeding to enforce an order for the possession of or access to a child.

To Juvenile Justice and Family Issues.

HB 887 (By Dutton), Relating to the award of attorney's fees and expenses in a suit affecting the parent-child relationship.

To Juvenile Justice and Family Issues.

HB 888 (By Dutton), Relating to progressive sanctions programs for juvenile offenders.

To Juvenile Justice and Family Issues.

HB 889 (By Dutton), Relating to the enforcement of an agreement concerning child support.

To Juvenile Justice and Family Issues.

HB 890 (By Haggerty), Relating to the correction of an ad valorem tax appraisal roll.

To Local Government Ways and Means.

HB 891 (By Haggerty), Relating to the waiver by a property owner of interest on a tax refund following an ad valorem tax appeal.

To Local Government Ways and Means.

HB 892 (By Haggerty), Relating to the authority of certain persons to bring suit to require an appraisal district or an appraisal review board to comply with the property tax laws.

To Local Government Ways and Means.

HB 893 (By Haggerty), Relating to the correction of an appraisal roll, a tax roll, and other appropriate records following the final determination of an ad valorem tax appeal.

To Local Government Ways and Means.

HB 894 (By Haggerty), Relating to the limitation on an award of attorney's fees to a property owner who prevails in certain ad valorem tax appeals.

To Local Government Ways and Means.

HB 895 (By Geren), Relating to the establishment of a program to provide grants to make voluntary purchases of development rights in real property.

To Natural Resources.

HB 896 (By Geren), Relating to the use of a sounding device by a locomotive engineer; providing a criminal penalty and increasing an existing penalty.

To Transportation.

HB 897 (By Woolley), Relating to the operation of certain employer coalitions and cooperatives established for the provision of health benefits coverage.

To Insurance.

HB 898 (By Hamilton), Relating to the use of state travel services by public junior colleges and school districts.

To Government Reform.

HB 899 (By Y. Davis), Relating to the hours worked during a week by police officers in certain municipalities.

To Urban Affairs.

HB 900 (By King), Relating to the operation of all-terrain vehicles by law enforcement officers.

To Law Enforcement.

HB 920 (By Eiland), Relating to the use of credit scoring in certain personal lines of insurance.

To Insurance.

HB 921 (By Eiland), Relating to limitations on insurance coverage through the Texas Windstorm Insurance Association for certain loss or damage.

To Insurance.

HB 928 (By Eiland), Relating to the authorized investments and transactions of certain stipulated premium insurance companies.

To Insurance.

HB 962 (By Burnam), Relating to cancellation of certain insurance policies.

To Insurance.

HB 986 (By Ritter and W. Smith), Relating to insurance coverage provided through the Texas Windstorm Insurance Association.

To Insurance.

HCR 44 (By R. Cook), Urging Congress to recognize the impact of proposed Medicare fee reductions by passing H.J.R. 3 and to update the physician Medicare payment formula.

To Public Health.

HCR 51 (By Peña), Posthumously awarding the Texas Legislative Medal of Honor to Sergeant Alfredo Gonzalez for his heroic actions in Vietnam during the Tet Offensive.

To Defense Affairs and State-Federal Relations.

HJR 37 (By Gutierrez), Proposing a constitutional amendment to increase the amount of the market value of the residence homestead of a disabled or elderly person that may be exempt from ad valorem taxation by a school district.

To Local Government Ways and Means.

HJR 38 (By Gutierrez), Proposing a constitutional amendment to prohibit increases in ad valorem taxes imposed by a political subdivision other than a hospital district on the residence homestead of a disabled person, an elderly person, or an elderly person's surviving spouse.

To Local Government Ways and Means.

HJR 39 (By Nixon), Proposing a constitutional amendment relating to limits of liability for other than economic damages in medical or health care liability claims and other claims.

To Civil Practices.

HJR 40 (By Eissler), Proposing a constitutional amendment relating to unfunded mandates imposed on public school districts.

To State Affairs.

HJR 41 (By Rodriguez), Proposing a constitutional amendment to remove restrictions on the types of voting methods that may be used to elect the governing body of a municipality.

To Elections.

HJR 42 (By Nixon), Proposing a constitutional amendment changing the requirements for persons serving as district judges.

To Judicial Affairs.

HJR 43 (By Hochberg), Proposing a constitutional amendment to clarify that an ad valorem tax that is levied, assessed, or collected by a school district in this state is not a state ad valorem tax.

To Public Education.

HJR 44 (By Hughes), Proposing a constitutional amendment to permit a six-person jury in a district court misdemeanor trial.

To Criminal Jurisprudence.

HJR 45 (By Howard), Proposing a constitutional amendment to authorize the legislature to set a lower limit on the maximum average annual percentage increase in the appraised value of a residence homestead for ad valorem tax purposes.

To Local Government Ways and Means.

HJR 46 (By Solomons), Proposing a constitutional amendment requiring the state to pay at least 50 percent of the cost of maintaining and operating the public school system.

To Public Education.

HR 107 (By Bonnen), Recognizing that the ancient Macedonians are Hellenes and that the inhabitants of the northern province of Greece, Macedonia, are their Hellenic descendants.

To Border and International Affairs.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 9

HCR 42

APPENDIX

SENT TO THE GOVERNOR

February 17 - HCR 38

SIGNED BY THE GOVERNOR

February 17 - HCR 31, HCR 32